DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name, that I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention, design or discovery entitled **DISTRIBUTING PACKETS AMONG MULTIPLE TIERS OF NETWORK APPLIANCES**, the specification of which was filed January 26, 2001.

That I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above; that I do not know and do not believe that said invention, design or discovery was ever known or used in the United States of America before my invention or discovery thereof, or patented or described in any printed publication in any country before my invention or discovery thereof, or more than one year prior to this application, or in public use or on sale in the United States of America more than one year prior to this application; that said invention, design or discovery has not been patented or made the subject of an inventor's certificate issued prior to the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns; and that I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in 37 C.F.R. § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application(s) for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

| | | Date | Priority |
|--------|---------|-------|------------|
| Number | Country | Filed | Claimed |
| | | | (Yes) (No) |
| | NON | Æ | |

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application(s) in the manner provided by the first

paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in 37 C.F.R. § 1.56 which became available between the filing date of the prior application(s) and the national or PCT international filing date of this application:

| Application | | |
|-----------------------|--------------|---------|
| Serial Number | Date Filed_ | Status |
| 09/346,364 09/356,634 | July 2, 1999 | Pending |
| 09/347,124 | July 2, 1999 | Pending |
| 09/347,111 | July 2, 1999 | Pending |
| 09/347,428 | July 2, 1999 | Pending |
| 09/347,122 | July 2, 1999 | Pending |
| 09/347,108 | July 2, 1999 | Pending |
| 09/347,126 | July 2, 1999 | Pending |
| 09/347,034 | July 2, 1999 | Pending |
| 09,347,048 | July 2, 1999 | Pending |
| 09/347,125 | July 2, 1999 | Pending |
| 09/347,123 | July 2, 1999 | Pending |
| 09/347,109 | July 2, 1999 | Pending |
| 09/347,036 | July 2, 1999 | Pending |
| 09/651,436 | July 2, 1999 | Pending |
| | | |

I hereby appoint:

05073

Practitioners at Customer Number

all of the firm of Baker Botts L.L.P., my attorneys with full power of substitution and revocation, to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, and to file and prosecute any international patent applications filed thereon before any international authorities.

Send Correspondence To:

Barton E. Showalter

The above-mentioned Customer Number

Direct Telephone Calls To:

Barton E. Showalter at 214.953.6509

Atty. Docket No. 062891.0880

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

| Full name of inventor: | Mark (nmi) Albert | |
|---------------------------------|---|--|
| Inventor's signature Date | Mara allert 1/4/05- | |
| Residence (City, County, State) | Morrisville, Wake County, NC | |
| Citizenship | United States of America | |
| Post Office Address | 103 Kamprath Place Morrisville, NC 27560 | |
| Full name of inventor: | Robert M. Batz | |
| Inventor's signature | Robert M. Batz 1-04-2005 | |
| Date | 1-04-2005 | |
| Residence (City, County, State) | Raleigh, Wake County, NC | |
| Citizenship | United States of America | |
| Post Office Address | 5508 Harrington Grove Drive | |

Raleigh, NC 27613

| Full name of inventor: | Richard L. Gray |
|---|--|
| Inventor's signature Date | Archard R. Drawy 5 Sanvary 2005 |
| Residence (City, County, State) | Cary, Wake County, NC |
| Citizenship | United States of America |
| Post Office Address | 103 Trail Bend Court Cary, Wake County, NC 27513 |
| Full name of inventor: Inventor's signature | Jacob M. McGuire |
| Date | |
| Residence (City, County, State) | San Francisco, Los Angeles County, CA |
| Citizenship | United States of America |
| Post Office Address | 4339 Cesar Chavez Street San Francisco, CA 94131 |
| Full name of inventor: | Louis F. Menditto |
| Inventor's signature | La. J. Mall |
| Date | JAN 4 2005 |
| Residence (City, County, State) | Raleigh, Wake County, North Carolina |
| Citizenship | United States of America |
| Post Office Address | 4701 Tanglewood Drive Raleigh, North Carolina 27612 |

| Full name of inventor: | Richard L. Gray | |
|---------------------------------|--|--|
| Inventor's signature | | |
| Date | | |
| Residence (City, County, State) | Cary, Wake County, NC | |
| Citizenship | United States of America | |
| Post Office Address | 103 Trail Bend Court Cary, Wake County, NC 27513 | |
| | | |
| Full name of inventor: | Jacob M. McGuire | |
| Inventor's signature | Jano the hope | |
| Date | December 20, 2004 | |
| Residence (City, County, State) | San Francisco, San Francisco, Gounty, CA | |
| Citizenship | United States of America | |
| Post Office Address | 4339 Cesar Chavez Street San Francisco, CA 94131 | |
| , | | |
| Full name of inventor: | Louis F. Menditto | |
| Inventor's signature | | |
| Date | | |
| Residence (City, County, State) | Raleigh, Wake County, North Carolina | |
| Citizenship | United States of America | |
| Post Office Address | 4701 Tanglewood Drive Raleigh, North Carolina 27612 | |

| Full name of inventor: | Chris (nmi) O'Rourke | |
|---------------------------------|---|--|
| Inventor's signature | Clu Off | |
| Date | 1/4/05 | |
| Residence (City, County, State) | Apex, Wake County, NC | |
| Citizenship | United States of America | |
| Post Office Address | 602 Scotts Ridge Trail Apex, NC 27502 | |
| Full name of inventor: | Pranav K. Tiwari | |
| Inventor's signature | | |
| Date | | |
| Residence (City, County, State) | Bangalore, Karnataka INDIA | |
| Citizenship | India | |
| Post Office Address | E-2, NDRI Campus Adugodi Bangalore, Karnataka 560030 INDIA | |
| Full name of inventor: | Tzu-Ming (nmi) Tsang | |
| Inventor's signature | Joan Fall P 1/4/05 | |
| Date | 1/4/05 | |
| Residence (City, County, State) | Chapel Hill, Orange County, NC | |
| Citizenship | United States of America | |
| Post Office Address | 201 Cobble Ridge Drive Chapel Hill, NC 27516 | |

| Full name of inventor: | Chris (nmi) O'Rourke |
|---------------------------------|---|
| Inventor's signature | |
| Date | |
| Residence (City, County, State) | Apex, Wake County, NC |
| Citizenship | United States of America |
| Post Office Address | 602 Scotts Ridge Trail Apex, NC 27502 |
| Full name of inventor: | Pranav K. Tiwari |
| Inventor's signature | fromen It Tilans |
| Date | Dec 20, 2004 |
| Residence (City, County, State) | Bangalore, Karnataka INDIA |
| Citizenship | India |
| Post Office Address | E-2, NDRI Campus Adugodi Bangalore, Karnataka 560030 INDIA |
| Full name of inventor: | Tzu-Ming (nmi) Tsang |
| Inventor's signature | |
| Date | |
| Residence (City, County, State) | Chapel Hill, Orange County, NC |
| Citizenship | United States of America |
| Post Office Address | 201 Cobble Ridge Drive Chapel Hill, NC 27516 |